

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL**

FOR: HEALTH CARE FINANCING ADMINISTRATION

1. TRANSMITTAL NUMBER:

0 1 - 0 0 8

2. STATE:

North Dakota

3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL
SECURITY ACT (MEDICAID)TO: REGIONAL ADMINISTRATOR
HEALTH CARE FINANCING ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE

June 1, 2001

5. TYPE OF PLAN MATERIAL (Check One):

☐ NEW STATE PLAN☐ AMENDMENT TO BE CONSIDERED AS NEW PLAN☒ AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)

6. FEDERAL STATUTE/REGULATION CITATION:

Section 1902(r)(2) of the Act

7. FEDERAL BUDGET IMPACT:

a. FFY 2001 \$ 13,300b. FFY 2002 \$ 32,000

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

Supplement 8a to Attachment 2.6-A page 1

Supplement 8a to Attachment 2.6-A page 2

Supplement 8a to Attachment 2.6-A page 3

Supplement 8b to Attachment 2.6-A page 4

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION
OR ATTACHMENT (If Applicable):

Supplement 8a to Attachment 2.6-A page 1

Supplement 8a to Attachment 2.6-A page 2

Supplement 8a to Attachment 2.6-A page 3

Supplement 8b to Attachment 2.6-A page 4

10. SUBJECT OF AMENDMENT:

Eligibility

11. GOVERNOR'S REVIEW (Check One):

☐ GOVERNOR'S OFFICE REPORTED NO COMMENT☐ COMMENTS OF GOVERNOR'S OFFICE ENCLOSED☐ NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL☐ OTHER, AS SPECIFIED:

12. SIGNATURE OF STATE AGENCY OFFICIAL:



13. TYPED NAME:

Sheldon Wolf

14. TITLE:

Assistant Director, Medical Services

15. DATE SUBMITTED:

June 29, 2001

16. RETURN TO:

David J. Zentner
Director, Medical Services
North Dakota Department of Human Services
600 E Boulevard Ave Dept 325
Bismarck ND 58505**FOR REGIONAL OFFICE USE ONLY**

17. DATE RECEIVED:

July 9, 2001

18. DATE APPROVED:

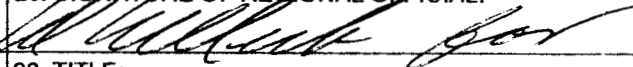
8/2/01

PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL:

6/1/01

20. SIGNATURE OF REGIONAL OFFICIAL:



21. TYPED NAME:

Spencer K. Ericson

22. TITLE:

Acting Associate Regional Administrator

23. REMARKS:

POSTMARK: June 29, 2001

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: North Dakota

MORE LIBERAL METHODS OF TREATING INCOME
UNDER SECTION 1902(r)(2) OF THE ACT*

X Section 1902(f) State Non-Section 1902(f) State

These more liberal methods apply to the aged, blind, and disabled individuals and to families and children subject to the 1902(r)(2) provisions.

1. The legally appointed guardian or conservator may be allowed to retain 5 percent of a recipient's monthly benefits as reimbursement for services. The remainder of the recipient's monthly benefit shall be considered available to the Medical Assistance Unit.
2. The first \$25 of unearned income from rental of rooms, apartments, or other property from each unit is exempt to defray any associated expenses.
3. Income in-kind is to be excluded except that income in-kind which is in lieu of wages is considered earned income.
4. Dividend and interest income derived from investments, and paid directly to a recipient is income in that month. Interest accrued to the account becomes a resource.
5. Extra checks of earned or unearned income received from a regularly recurring income source are disregarded as income. Bonus checks, or checks for any other reason, are not considered extra checks. The last check received in the month is considered the extra check.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: North Dakota

MORE LIBERAL METHODS OF TREATING INCOME
UNDER SECTION 1902(r)(2) OF THE ACT*
(Continued)

X Section 1902(f) State Non-Section 1902(f) State

6. For each individual who is not an aged, blind, or disabled recipient within a family who is employed or in training, deduct the \$30 standard work/training expense allowance.
7. Allow reasonable child care costs necessary for employment or training to be deducted from income.
8. Gross earnings for employed individuals who are not aged, blind, or disabled applicants or recipients are reduced by mandatory payroll deductions and union dues actually withheld or actually paid or \$90 whichever is greater.
9. Disregard TANF cash grant as income.

TN No. 01-008
Supersedes
TN No. 94-014

Approval Date 8/2/2001

Effective Date 6/1/2001
HCFA ID: 7985E

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: North Dakota

MORE LIBERAL METHODS OF TREATING INCOME
UNDER SECTION 1902(r)(2) OF THE ACT *
(Continued)

X Section 1902(f) State ___ Non-Section 1902(f) State

10. The first \$50 per month of current child support, received on behalf of children in the Medicaid unit, will be disregarded from each budget unit that is budgeted with a separate income level.
11. Reasonable adult dependent care expenses incurred for any incapacitated or disabled adult in the Medicaid unit are allowed as a deduction from income so a caretaker or spouse can work or attend training.
12. For children covered under Section 1902(a)(10)(A)(i)(III) of the Act, the State shall disregard \$1.00 plus the amount of income equal to the difference between 100 percent of the federal poverty level as revised annually in the Federal Register for a family unit and the corresponding State AFDC payment standard for a family of the same size in the determination of eligibility for a family the size of the Medicaid unit involved. (The disregard shall be applied by using 100 percent of the FPL for the appropriate unit size as the income standard.)

TN No. 01-008
Supersedes
TN No. 95-009

Approval Date 8/2/2001 Effective Date 6/1/2001
HCFA ID: 7985e

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: North Dakota

MORE LIBERAL METHODS OF TREATING RESOURCES
UNDER SECTION 1902(r)(2) OF THE ACT

X Section 1902(f) State Non-Section 1902(f) State

Aged, Blind Families &
Disabled Children QMBs

- | | | | | |
|---|---|---|----|--|
| X | X | X | 4. | Effective Date of Eligibility - An individual is considered resource eligible for the full month if he/she attains resource eligibility on any day of the month, without regard to whether the individual was resource eligible on the first moment of the first day of the month. |
| X | X | X | 5. | Effective July 1, 1996 the value of a life estate will be excluded in determining if the available assets of an applicant or recipient exceed the asset limit. |
| X | X | X | 6. | The value of non-producing mineral acres are excluded in determining if the available assets of an applicant or recipient exceed the asset limit. |

TN No. 01-008
Supersedes
RN No. 96-007

Approval Date 8/2/2001

Effective Date 6/1/2001